

**CRIMINAL DOCKET
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

TITLE OF CASE	ATTORNEYS
THE UNITED STATES vs. Floyd Eugene Wallace	<i>For U. S.:</i> Hubert H. Bryant <i>For Defendant:</i> Joe Francis(Ct. Appt.) Kennedy Bldg., Tulsa
CLOSED	

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed 11-20-68	Clerk	7-7-69	FEWallace	25 00	
		7-22-69	FEWallace	25 00	
J.S. 3 mailed 12-21-68	Marshal	7-18-69	FEWallace	25 00	
		10-28-69	FEWallace	15 00	
Violation Mail Theft	Docket fee	11-4-69	FEWallace	15 00	
		11-12-69	FEWallace	15 00	
Title 18		11-18-69	FEWallace	15 00	
		12-1-69	FEWallace	15 00	
Sec. 1708		12-3-69	FEWallace	15 00	
		12-11-69	FEWallace	15 00	
		1-5-70	FEWallace	30 00	
		1-16-70	FEWallace	15 00	
		4-13-70	FEWallace	15 00	
		10-13-70	FEWallace	60 00	
		1-11-72	Guaranty Nat'l Bank		300 00

DATE	PROCEEDINGS
11-20-68	Appearance Bond of the defendant in the amount of \$2500 filed. Surety- Ray E. Wallace. h
11-20-68	Order specifying Methods and Conditions of Release filed. h
11-20-68	Defendant present in person and represented. Defendant waives Indictment, waiver signed, approved and filed in open court. Information filed. copy heretofore furnished defendant. Defendant arraigned and enters plea of GUILTY, and adjudged GUILTY as charged, and sentence passed pending pre-sentence report. Defendant to remain on present bond. (LB-J)h
12-6-68	Case set for sentencing Thursday, 12-19-68, at 9:30 a.m. (LB-J)m
12-19-68	Defendant Floyd Eugene Wallace present in person and represented.
	Judgment and Sentence- Floyd Eugene Wallace (Age 18)
	Imposition of sentence suspended and the defendant placed on probation for a period of Two (2) years from this date, pursuant to the FYCA, T. 18, USCA 5010(a), and one of the conditions of probation is that the defendant without unnecessary delay and with regular weekly or monthly installments make ressitution

DATE	PROCEEDINGS
12-19-68	of the sum of \$300.00 heretofore stolen.(LB-J)h (FS-CSR)h
12-19-68	Order of Probation filed and entered. (LB-J)h
12-19-68	Two c.c. of above order delivered to Prob. Officer. h
12-19-68	Application, refund \$250.00 Bond, filed. js
12-19-68	Order, to refund to Ray E. Wallace, \$250.00 Bond. filed. js (LB-J).
10-15-69	Defendant Floyd Eugene Wallace present in person and represented by John B. Jarboe, court appointed for this hearing only. The government represented. It-is-ordered-by-the-court-that-the-conditions-of-probation-be-modified-to-read-as-per-order-to-be-prepared-by-U.S.-Attorney.(AEB-J)h- Court cautions defendant to meet special conditions of probation set down by Judge Luther Bohanon, and conditions of probation continue.(AEB-J)h
10-26-70	Order of discharge from probation, filed. (LB-J)m
10-26-70	Certificate of vacation of conviction, filed. (LB-J)m

UNITED STATES COMMISSIONER
EASTERN DISTRICT OF OKLAHOMA

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE Forrester Brewster Muskogee, Oklahoma
(Name of commissioner) (Address)

COMMISSIONER'S
DOCKET No. 8 CASE No. 118
THE UNITED STATES
vs.
Floyd Eugene Wallace

Complaint filed on _____, 19____, by _____
Official title _____, charging violation of
United States Code, Title 18, Section 1708, on 10/11
19 68, at Tulsa, Okla. in the _____
division of the Northern district of Oklahoma
as follows: unlawfully have in his possession part
of contents of a piece of first class mail
containing payroll checks mailed by Interstate
Painting Co., which was stolen from an authorized
mail receptacle, knowing the same to have been
stolen (Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date 10/24/68 Warrant/Summons for Floyd Wallace
(Name of defendant)
to (name and title of officer) The U.S. Marshal, or any other authorized officer
Substance of return Received 10/25/68 at Muskogee, Okla. and executed by arrest
of defendant at Tahlequah, Okla. on 10/24/58. **FILED**
Date _____ Warrant/Summons for _____
(Name of defendant)
to (name and title of officer) _____
Substance of return _____
OCT 29 1968
M. M. EWING
Clerk, U. S. District Court

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER:

Date October 24, 1968 Arrested by Mack Hyde Jr. { on warrant of Benjamin B. Ballenger
(Name of issuing officer)
without warrant.

Appearances { for United States _____ (Name) _____ (Address)
for accused _____ (Name) _____ (Address)

Proceedings taken Defendant informed of complaint, right to retain counsel
(Here insert with dates, when appropriate, a serialtim account of essential steps taken at hearing such as "complaint prepared,"
and preliminary hearing. Preliminary hearing waived.

if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"

if that is the fact; any adjournments taken, etc.

Outcome

Bail fixed October 24, 1968 Amount, \$ 2500.00 Bonded _____, 19____, by cash
deposited by (name) _____ Address _____
transmitted to clerk of district court _____, 19____ [or] by surety
(name) _____ Address _____
(name) _____ Address _____ who
justified by affidavit dated _____, 19____, [or] committed to Jail of U.S., Muskogee, Okla.
on October 24, 19 68 until removal to Northern District of Oklahoma at Tulsa, Okla.

SUBPOENAS FOR WITNESSES ISSUED:

_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____
_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____
_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date_____Appearances for_____

United States (Name) _____
(Address) _____
Accused (Name) _____
(Address) _____

WITNESSES FOR UNITED STATES: (List names and addresses)

WITNESSES FOR ACCUSED: (List names and addresses)

Witness payroll containing_____names certified to United States Marshal for payment_____, 19____
Proceedings taken_____

Outcome_____
Bail fixed_____, 19____ Amount, \$_____ Bonded_____, 19____, by cash
deposited by (name)_____ Address_____
transmitted to clerk of district court_____, 19____
[or] by surety (names)_____ Address_____
and_____ Address_____
who justified by affidavit_____, 19____ Committed to_____
on_____, 19____

Certified to be a correct transcript.

Made this 28th day of October, 1968

Transmitted to Clerk of United States District Court for the Northern
district of Oklahoma, October 28, 1968

Forrester Brewster,

United States Commissioner.

UNITED STATES COMMISSIONER

DISTRICT OF

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE Benjamin B. Ballenger
(Name of commissioner)

411 U. S. Court House, Tulsa, Okla.
(Address)

COMMISSIONER'S
DOCKET NO. 1 CASE NO. 450
THE UNITED STATES
vs.

Floyd Wallace

Complaint filed on Oct. 24th, 1968, by H. B. Andrews
Official title Postal Inspector, charging violation of
United States Code, Title 18, Section 1708, on Oct. 11th
1968, at Tulsa, Oklahoma in the
division of the Northern district of Oklahoma
as follows: did unlawfully have in his possession part
of the contents of a piece of first-class mail
containing payroll checks mailed from Oklahoma City
to Tulsa, Oklahoma, which was stolen from an authoriz-
ed mail receptacle, knowing same to have been stolen.
(Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date October 24, 1968 Warrant/Summons for Floyd Wallace
(Name of defendant)
to (name and title of officer) the United States Marshal or any other authorized officer:
Substance of return

Date Warrant/Summons for
to (name and title of officer)
Substance of return

FILED

17045
OCT 29 1968

M. M. EWING

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER:

Clerk, U. S. District Court

Date Arrested by { on warrant of (Name of issuing officer)
without warrant.

Appearances { for United States (Name) (Address)
for accused (Name) (Address)

Proceedings taken
(Here insert with dates, when appropriate, a serialim account of essential steps taken at hearing such as "complaint prepared,"

if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"

if that is the fact; any adjournments taken, etc.

10-24-68 Accused arrested in the Eastern District of Oklahoma and handled
by U. S. Commissioner Forrester Brewster on above warrant.
10-25-68 Defendant released on bond in amount of \$2,500.00, 10% Cash
and signed by father. DOrder of release issued.

Outcome

Bail fixed Oct. 25th, 1968. Amount, \$2,500.00 Bonded October 25th, 1968, by cash
deposited by (name) Ray E. Wallace (10% Cash) Address 203 North Side Court, Tahlequah, Ok
transmitted to clerk of district court October 25th, 1968. [or] by surety
(name) Address
(name) Address, who
justified by affidavit dated, 19, [or] committed to
on, 19.

SUBPOENAS FOR WITNESSES ISSUED:

_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____
_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____
_____, 19____, for (name of witness)_____
at request of (name of party)_____
Substance of return_____

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date_____ Appearances for

{ United States (Name) _____
(Address) _____
Accused (Name) _____
(Address) _____

WITNESSES FOR UNITED STATES: (List names and addresses)

WITNESSES FOR ACCUSED: (List names and addresses)

Witness payroll containing_____ names certified to United States Marshal for payment_____, 19____
Proceedings taken_____

Outcome_____
Bail fixed_____, 19____ Amount, \$_____ Bonded_____, 19____, by cash
deposited by (name)_____ Address_____
transmitted to clerk of district court_____, 19____
[or] by surety (names)_____ Address_____
and_____ Address_____
who justified by affidavit_____, 19____ Committed to_____
on_____, 19____
Certified to be a correct transcript.
Made this 29th day of October, 1968
Transmitted to Clerk of United States District Court for the Northern
district of Oklahoma, October 28th, 1968

Benjamin B. Ballenger
United States Commissioner.